

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES

DISTRICT COURT OF GUAM

MAR 29 2005

MARY L.M. MORAN
CLERK OF COURT

34

CASE NO. CR-05-00005-001

DATE: 03/29/2005

HON. JOAQUIN V. E. MANIBUSAN JR., Magistrate Judge
Court Reporter: Wanda Miles
Hearing Electronically Recorded: 2:14:42 -2:17:06

Law Clerk: Judith Hattori
Courtroom Deputy: Virginia T. Kilgore
CSO: B. Benavente / J. Lizama

***** APPEARANCES *****

DEFT: YU MAN YEN aka KEE SANG JOFFRE
CHEN aka TAI FAT LEE

ATTY : JOHN GORMAN

(X) PRESENT (X) CUSTODY () BOND () P.R.

(X) PRESENT () RETAINED (X) FPD () CJA APPOINTED

U.S. ATTORNEY: RUSSELL STODDARD

AGENT: TIM CONWAY, BUREAU OF IMMIGRATION &
CUSTOMS ENFORCEMENT

U.S. PROBATION: MARIA CRUZ

U.S. MARSHAL: P. RABINA / S. LUJAN

INTERPRETER: FOO MEE CLINARD, Previously sworn

LANGUAGE: Chinese Mandarin

PROCEEDINGS: CHANGE OF PLEA

- () COMPLAINT READ TO DEFENDANT
() FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: _____, ATTORNEY APPOINTED
() DEFENDANT SWORN AND EXAMINED: AGE: _____ HIGH SCHOOL COMPLETED: _____
() DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES
() REMOVAL/IDENTITY HEARING () CONDUCTED () WAIVED () SET FOR: _____ at _____
() WARRANT OF REMOVAL ISSUED
() GOV'T SUMMARIZES THE EVIDENCE () GOV'T SUBMITS TO THE PLEA AGREEMENT
() COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT
OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA
() DEFENDANT WAIVE READING OF () COMPLAINT () INFORMATION () INDICTMENT
() PLEA ENTERED: () GUILTY () NOT GUILTY - TO: _____
() COUNT(S) _____ DISMISSED ON GOVERNMENT'S MOTION
() PLEA AGREEMENT FILED: _____ PLEA: () ACCEPTED () REJECTED
() COURT ORDERS PLEA AGREEMENT SEALED
() COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: _____ FOR RECOMMENDATION.
() SENTENCING DATE: _____ at _____ () STATUS HEARING: _____ at _____
() PRESENTENCE REPORT ORDERED AND DUE: _____
() PRELIMINARY EXAMINATION SET FOR: _____
() ARRAIGNMENT SET FOR: _____ at _____
() TRIAL SET FOR: _____

PROCEEDINGS CONTINUED TO: _____ at _____

- () DEFENDANT TO BE RELEASED ON BOND (see release conditions on page 2)
() DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR () PROCESSING () DETENTION
() DETENTION HEARING REQUESTED BY GOV'T DEFT IS SET FOR: _____ at _____
() DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT
(X) DEFENDANT TO REMAIN IN THE CUSTODY OF THE U.S. MARSHAL

NOTES:

Parties moved the Court to withdraw the amended plea agreement. Defense stated that counsel have identified some problems with the plea and will try to resolve the issues. GRANTED.